

## UNITED STATES EPARTMENT OF COMMERCE

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FIRST NAMED INVENTOR APPLICATION NO. FILING DATE ATTORNEY DOCKET NO. <del>087823,999</del> 03720797 MI17501 RUBERD HM11/1229 **EXAMINER** PATREA L. PABST GAMBEL, F ARNALL GOLDEN & GREGORY 2800 ONE ATLANTIC CENTER **ART UNIT** PAPER NUMBER 1201 W. PEACHTREE STREET 1544 ATLANTA GA 30309-3450

DATE MAILED:

12/29/99

Please find below and/or attached an Office communication concerning this application or proceeding.

**Commissioner of Patents and Trademarks** 

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## UNITED STATES DE LIRTIL INT OF COMMERCE Patent and Trademark Office Address: COMMISSIONER OF PATENTS AND TRADEMARKS Washington, D.C. 20231

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## Below is a communication from the EXAMINER in charge of this application

## COMMISSIONER OF PATENTS AND TRADEMARKS

The PERIOD FOR RESPONSE:   a)   is extended to run	ADVISORY ACTION					
a)   is extended to run	FITHE PERIOD FOR RESPONSE:					
b)  expires three months from the date of the final rejection or as of the mailing date of this Advisory Action, whichever is later. In no event however, will the statutory period for the response expire later than six months from the date of the final rejection.  Any extension of time must be obtained by filing a position under 37 CFR 1.136(a), the proposed response and the appropriate fee. The date on which the response, the petition, and the fee have been filed is the date of the response and also the date for the purposes of determining the period of extension and the corresponding amount of the fee. Any extension fee purposes of determining the period of extension and the corresponding amount of the fee. Any extension fee purposes of determining the period of extension and the corresponding amount of the fee. Any extension fee purposes of the final rejection that one of objects the application in condition for allowance:    Applicant's response to the final rejection, filed   //s/c4; //s/s/s been considered with the following effect, but it is not deemed to place the application in condition for allowance:    The proposed amendments to the daily mand for specification will not be actived and the final rejection stands bocause:   1						
event however, will the statutory period for the response expire later than six months from the date of the first enjection.  Any extension of time must be obtained by filing a position under 37 CFR 1.136(a), the proposed response and the appropriate fee. The date on which the response, the pesition, and the fee have been filed is the date of the response and also the date for the purposes of determining the period of extension and the corresponding amount of the fee. Any extension fee pursuant to 37 CFR 1.17 will be calculated from the date of the originally set shortened statutory period for response or as set forth in b) above.    Applicant's response to the final rejection, filed   // 4/442; // 4/43 been considered with the following effect, but it is not deemed to place the application in condition for allowance:    Applicant's response to the final rejection, filed   // 4/442; // 4/43 been considered with the following effect, but it is not deemed to place the application in condition for allowance:    Applicant's response to the final rejection, filed   // 4/42; // 4/43 been considered and the final rejection stands because:    Applicant's response to the final rejection, filed   // 4/42; // 4/43 been considered and the final rejection stands because:    Applicant's response to the final rejection in the file of the application in conditions of the proposed amendment is necessary and was not earlier presented.    There is no convincing showing under 27 CFR 1.116(b) with the proposed amendment is necessary and was not earlier presented.    They raise new issues that would require further consideration and/or search. (See Note).    They raise new issues that would require further consideration and/or search. (See Note).    They raise new issues that would require further consideration and/or search. (See Note).    They raise new issues that would require further consideration and/or search. (See Note).    They raise new issues that would require further consideration and/or search. (See Note).    They rais						
The date on which the response, the petition, and the fee have been filed is the date of the response and also the date for the purposes of determining the period of stension and the corresponding amount of the fee. Any extension for pursuant to 37 CFR 1.17 will be calculated from the date of the originally set shortened statutory period for response or as set forth in b) above.    Applicant's response to the final rejection, filed "I'M'42; I'M'43 been considered with the following effect, but it is not deemed to place the application in condition for allowance:						
Applicant's response to the final rejection, filed	The date on which the response, the petition, and the fee have been filed is the date of the response and also the date for the purposes of determining the period of extension and the corresponding amount of the fee. Any extension fee pursuant to 37 CFR					
to place the application in condition for allowance:    The proposed amendments to the daim and or specification will not be extered and the final rejection stands because:						
a.   There is no convincing showing under 20 CPH 1.116(b) why the proposed amendment is necessary and was not earlier presented.  b.   They raise new issues that would require further consideration and/or search. (See Note).  c.   They raise the issue of new matter. (See Note).  d.   They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal.  e.   They present additional claims without cancelling a corresponding number of finally rejected claims.  NOTE:   SIVE N EVIM OF AMD FILED 11/19/49   PARM NO.15     PARM PER AMPRICE STY TO CLOIMS FILED 11/13/49   MACK PARM NO.15    PARM PER AMPRICE STY TO CLOIMS FILED 11/13/49   MACK PARM NO.15    SEE MACK THY II. IN 13/49   MACK PARM NO.15    SOE MACK THY II. IN 13/49   MACK PARM NO.15    On the filing an appeal, the proposed amendment will be entered will not be entered and the states of the claims will be as follows:  Claims allowed:   Claims allowed:   Claims allowed:   Claims fregeted:   C	to place the application in condition for allowance:					
a.   There is no convincing showing under 20 CPH 1.116(b) why the proposed amendment is necessary and was not earlier presented.  b.   They raise new issues that would require further consideration and/or search. (See Note).  c.   They raise the issue of new matter. (See Note).  d.   They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal.  e.   They present additional claims without cancelling a corresponding number of finally rejected claims.  NOTE:   SIVE N EVIM OF AMD FILED 11/19/49   PARM NO.15     PARM PER AMPRICE STY TO CLOIMS FILED 11/13/49   MACK PARM NO.15    PARM PER AMPRICE STY TO CLOIMS FILED 11/13/49   MACK PARM NO.15    SEE MACK THY II. IN 13/49   MACK PARM NO.15    SOE MACK THY II. IN 13/49   MACK PARM NO.15    On the filing an appeal, the proposed amendment will be entered will not be entered and the states of the claims will be as follows:  Claims allowed:   Claims allowed:   Claims allowed:   Claims fregeted:   C	1. The proposed amendments to the claim and /or specification will not be entered and the final rejection stands because:					
c. ☐ They raise the issue of new matter. (See Note).  d. ☐ They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal.  e. ☐ They present additional claims without cancelling a corresponding number of finally rejected claims.  NOTE: ☐ SIVE N EVRY OF AMD, FILED III (19 (19 (19 (19 (19 (19 (19 (19 (19 (19	a. There is no convincing showing under \$7 CFH 1.116(b) why the proposed amendment is necessary and was not earlier					
d.   They present additional claims without cancelling a corresponding number of finally rejected claims.  NOTE: GIVEN WMM OF AMD, FILED *** (19   49   PARPY NO *** NO *** NOTE: PRO	b. They raise new issues that would require further consideration and/or search. (See Note).					
appeal.  e. □ They present additional claims without cancelling a corresponding number of finally rejected claims.  NOTE: GIVE N EURY OF AMD, FILED ((() () () () () () () () () () () () (	c. They raise the issue of new matter. (See Note).					
NOTE: GIVEN EMM OF AMD, FILED III 1999 (PARM NO. II)    WENTER AMEN MENT TO CLOIMS FILED IN 3 (99 LACK MOTECED CVT MS I SET MESS 714. W. 37 CFK / IVIL.   2.   Newly proposed or amended claims would be allowed if submitted in a separately filed amendment cancelling the non-allowable claims.   Wenter THY W: 37 CFK / IVIL.   3.   Upon the filing an appeal, the proposed amendment will be entered will not be entered and the status of the claims will be as follows:    Claims allowed:						
2. Newly proposed or amended claims	e. They present additional claims without cancelling a corresponding number of finally rejected claims.					
2. Newly proposed or amended claims	NOTE: GIVEN EVMY OF AMO, FILED 11/19/99 (PAPEN NO.15)  THE AMENO MENT TO CLISIMS, FILED 12/3/99, LACK  PROPER ANTECEDENT POSS					
### the non-allowable claims.	SEE MPER 714. W; 37 CFX 1.142					
Claims allowed:  Claims objected to:  Claims rejected:  Claims rejected to:  SUPERVISORY PATENT EXAMINER  GROUP 1809-1 GKU  However;  Applicant's response has overcome the following rejection(s):  The affidavit, exhibit or request for reconsideration has been considered but does not overcome the rejection because  FONTHE RENDOWL OF PUZONS; SIMON (ARTHUM THAMBY NEC BIO 497 AND  SIMON FINANCE ON SIMON FOR PUZONS  The affidavit or exhibit will not be considered because applicant has not shown good and sufficent reasons why it was not earlier presented.  THE AFFINATION OF PUZONTS MINIMANCE ON SIMONE UNISCLOSED SINCE  The proposed drawing correction has has not been approved by the examiner.  Other BLEADT OF CHIMP COMPOUNTS MULECULE, PERTOO MINIETICS  PHILLI' GAMBEL						
Claims allowed:  Claims objected to:  Claims rejected:  Lie & Louin   Lie & Louin   Lie & Louin   Lie   Lie & Louin   Lie   Lie & Louin   Lie   Lie & Louin   Lie & Louin	3. Upon the filing an appeal, the proposed amendment will be entered will not be entered and the status of the claims will					
Claims rejected:	( William Ulas					
However;  Applicant's response has overcome the following rejection(s):  The affidavit, exhibit or request for reconsideration has been considered but does not overcome the rejection because FONTHE REASONS OF NEON, SIMON (ARTHUM THANK) VASC BUCY 997 AND 619019 (ANN. PHARM OR 1996) SIMON (ARTHUM THANK) VASC BUCY 997 AND 619019 (ANN. PHARM OR 1996) SIMON (ON PROCESSED SIMON GOOD and sufficent reasons why it was not earlier presented. THENERINE ANT RESECTIONS MAINTAINED IN INTURNATIONAL ON SMALE UNDISCLOSED SIMON OF MINISTRANCE ON SMALE UNDISCLOSED SIMON OTHER PROPOSED GRAVES ON SMALE UNDISCLOSED SIMON OTHER SIMON EFFIC CALLULATION 1999: EXHAPP NOW NOT SUMMET CALLULATION 1999: EXHAPP NOW						
Applicant's response has overcome the following rejection(s):  4. The affidavit, exhibit or request for reconsideration has been considered but does not overcome the rejection because FONTHE REASONS OF PAROMY, SIMON (ARTHUM THANKS VASC GIOU 997 AND 61 AND PAROMY OF 1946) SIMON (ARTHUM THANKS VASC GIOU 997 AND 61 AND PAROMY OF PAROMY OF PAROMY OF PROPERTY OF AND RESECTIONS MANDERSON GOOD AND SIMON SI						
5. The affidavit or exhibit will not be considered because applicant has not shown good and sufficent reasons why it was not earlier presented. TRENDRING ANT RESECTIONS MINIMAN ON SMORE UNDISCLOSED SPECIES  The proposed drawing correction has has not been approved by the examiner.  Other BIGNAT OF CHIMEN COMPOUNDS MOLECULE, PENTOO MIMETICS  PHILLI' GAMBEL						
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The proposed drawing correction has has not been approved by the examiner.  I'm SIMON EFAC CINCULATION 1999: ERHEFF) NOW NOT SUMBAT  Other BREADAT OF CHIMEN COMPOUNDS MULECULE, PERTOO MIMETICS  PHILLI' GAMBEL	5. The affidavit or exhibit will not be considered because applicant has not shown good and sufficent reasons why it was not earlier presented. THE ANT RESECTIONS MANTAINS					
PHILLI'S GAMBEL	The proposed drawing correction  has  has not been approved by the examiner					
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